

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Bakulesh Khamar et al.

Application No.: 10/565,211

Confirmation No.: 9175

Filed: October 30, 2006

Art Unit: 1645

For: PROCESS FOR MANUFACTURING
PHARMACEUTICAL COMPOSITION
COMPRISES OF MYCOBACTERIUM W IN
THE TREATMENT OF ASTHMA
(OBSTRUCTIVE LUNG DISEASE)

Examiner: R. P. Swartz

PETITION TO CORRECT INVENTORSHIP PURSUANT TO 37 C.F.R. § 1.48(a)

MS Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 CFR 1.48(a), it is respectfully requested that the Inventorship of this application be corrected by inserting Rajiv Indravadan Modi as the first named inventor. This Petition is supported by the accompanying documents required by 37 C.F.R. § 1.48(a):

- (1) A request to correct the inventorship that sets forth the desired inventorship change;
- (2) A statement from each person being added as an inventor that the error in inventorship occurred without deceptive intention on his or her part;
- (3) An oath or declaration by the actual inventor or inventors as required by § 1.63; and
- (4) The processing fee set forth in § 1.17(i).

In consideration of the foregoing, it is respectfully requested that the Patent and Trademark Office amend the inventorship of this application as indicated above.

The Commissioner is authorized to charge any deficiency of up to \$300.00 or credit any excess in this fee to Deposit Account No. 04-0100.

Dated: May 27, 2008

Respectfully submitted,

/Marie Collazo/ Reg. No. 44085

By _____
Raj S. Dave

Registration No.: 42,465
DARBY & DARBY P.C.
P.O. Box 770
Church Street Station
New York, New York 10008-0770
(212) 527-7700
(212) 527-7701 (Fax)
Attorneys/Agents For Applicant